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Mail Stop AF

AP
Jew

In re application of: Haining S. YANG et al.

Response under 37 C.F.R. 1.116
Expedited Procedure Requested
Examining Group. 2812
Attorney Docket No. P27165

Application No. : 10/707,842

Group Art Unit : 2812

Filed : January 16, 2004

Examiner : W.E. Lindsay, Jr.

For : **METHOD AND APPARATUS FOR INCREASE STRAIN EFFECT IN A TRANSISTOR CHANNEL****Mail Stop AF**

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop AF
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Transmitted herewith is an **Amendment under 37 C.F.R. 1.116** in the above-captioned application.

Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

A Request for Extension of Time.

No additional fee is required.

The fee has been calculated as shown below:

| Claims After Amendment | No. Claims Previously Paid For | Present Extra | Small Entity | | Other Than A Small Entity | |
|---|--------------------------------|---------------|--------------|-----|---------------------------|--------|
| | | | Rate | Fee | Rate | Fee |
| Total Claims: 19 | *24 | 0 | x25= | \$ | x 50= | \$0.00 |
| Indep. Claims: 3 | **3 | 0 | x100= | \$ | x200= | \$0.00 |
| Multiple Dependent Claims Presented | | | +180= | \$ | +360= | \$0.00 |
| Extension Fees for _____ Month(s) | | | | \$ | | \$0.00 |
| * If less than 20, write 20 ** If less than 3, write 3 | | | Total: | \$ | Total: | \$0.00 |

 Please charge my Deposit Account No. 09-0458 in the amount of \$_____. N/A A check in the amount of \$_____ to cover the filing/extension fee is included. X The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0458. X Any additional filing fees required under 37 C.F.R. 1.16. X Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 C.F.R. 1.136(a)(3)).

Andrew M. Calderon
Reg. No. 38,093

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***In re Patent Application of:*

Docket No.:P27165

Haining S. YANG, et. al.

Conf. No: 1841

Serial No: 10/707,842

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401 Dulany Street
Alexandria, VA 22314

AMENDMENT UNDER 37 C.F.R. § 1.116

Sir:

In response to the **Final Office Action** mailed **September 27, 2005** ("Office Action"), Applicants respectfully request reconsideration of the application in view of the following Amendments and Remarks.

Applicants believe that no further fees for net addition of claims are required at this time. Any fees required for further extensions of time and any fees for the net addition of claims are hereby authorized to be charged to **IBM Deposit Account No. 09-0458 (Fishkill)**.

Amendments to the Claims begin on page 2; and

Remarks begin on page 7.